

763 AUTHORIZES CHEVALLEY & WALLACE PLUMBING & HEATING, INC.

Councilperson Boschetti offered the following resolution which was seconded by Councilperson Pike.

WHEREAS, Chevalley & Wallace Plumbing & Heating, Inc. has requested authorization as a drain layer in the Town of Riverhead; and

WHEREAS, Section 88 of the Riverhead Town Code prescribes certain bonds and insurances to be provided prior to certification; and

WHEREAS, all necessary paperwork has been filed with the Town Clerk.

NOW, THEREFORE, BE IT RESOLVED, that Chevalley & Wallace Plumbing & Heating, Inc., 594 Middle Road, Bayport, New York 11705 be and is hereby certified as an authorized drainlayer with the Town of Riverhead Sewer District; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to the Riverhead Sewer District and Chevalley and Wallace Plumbing & Heating, Inc.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

764 ORDER AUTHORIZING INCREASE AND IMPROVEMENTS FOR
RIVERHEAD SEWER DISTRICT, RE: WEST MAIN STREET LIFT STATION

Councilperson Pike offered the following
resolution which was seconded by Councilperson Boschetti,

WHEREAS, the Town Board of the Town of Riverhead has
previously held proceedings to authorize and approve the increase
and improvement of the West Main Street Lift Station at a cost
not to exceed \$192,000, and

WHEREAS, this project was let out to bid and after all bids
were been received by the Town Clerk, it was determined by H2M
that the bids exceeded the authorization provided, and found the
increased costs to be warranted, and

WHEREAS, the Town Board of the Town of Riverhead by
resolution authorized a public hearing to increase the authorized
expense from \$192,000 to \$242,000, such increase being in the
amount of \$50,000 to be paid from existing District funds, and

WHEREAS, in accordance with Section 202-b of the Town Law, a
public hearing was held on the 3rd day of October, 1989, and all
persons wishing to be heard were heard,

NOW, THEREFORE, upon the proceedings, the map and plan, and
the public hearing, the Town of Riverhead hereby determines as
follows:

RESOLVED, that it is in the public interest to increase and
improve the West Main Street Pump Station in said Town, as more
fully described in the map, plan and report on file with the Town
Clerk in the amount of \$242,000 comprising the construction of
any improvements, the acquisition of any necessary land,
engineering, legal, and appraisal fees, and be it further

RESOLVED, that a certified copy of this resolution be
forwarded to Pierre Lundberg, Esq., H2M, and Malcolm Pirnie.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

Councilwoman Civiletti offered the following resolution which was seconded by Councilman Lombardi.

DRAFT

TOWN OF RIVERHEAD

RESOLUTION # 765

AWARDS BID FOR WEST MAIN STREET PUMP STATION IMPROVEMENTS

TO BENSIN CONTRACTING, INC. (CONTRACT NO. 1)

AND BEN ELECTRIC, INC. (CONTRACT NO. 2)

ADOPTED November 21, 1989

WHEREAS, the Town Clerk was authorized to publish and post advertisements for bids for the West Main Street Pump Station Improvements, and

WHEREAS, on August 28, 1989, all bids received were opened and read aloud, and

WHEREAS, four (4) bids were received for Contract No. 1, General Construction & Mechanical Work, and eight (8) bids were received for Contract No. 2, Electrical Work, and

WHEREAS, by letter dated September 12, 1989, Holzmacher, McLendon & Murrell, P.C., recommended to the Town that Contract No. 1 be awarded to Bensin Contracting, Inc., and that Contract No. 2 be awarded to Ben Electric, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that Contract No. 1, General Construction & Mechanical Work be, and hereby is, awarded to Bensin Contracting, Inc., of Holtsville, New York, the lowest responsible bidder, in the total bid amount of \$154,540.00; and that Contract No. 2, Electrical Work be, and hereby is, awarded to Ben Electric, Inc., of Bay Shore, New York, the lowest responsible bidder, in the total bid amount of \$32,243.00; and

BE IT FURTHER RESOLVED, that certified copies of this resolution shall be forwarded by the Town Clerk to Bensin Contracting, Inc., Ben Electric, Inc., and Holzmacher, McLendon & Murrell, P.C.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

the Riverhead Town Clerk, 200 Howell Avenue, Riverhead, New York, 11901; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to post a copy of this notice and to publish a copy in two consecutive issues of The News Review and two consecutive issues of Newsday; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution to Gary Pendzick, Frances Harris, Margaret Rolle and Pierre Lundberg, Esq.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

766 AUTHORIZES SUPERVISOR TO PETITION THE STATE OF NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION FOR A HEARING REGARDING THEIR DENIAL OF OPERATIONAL AND MAINTENANCE ASSISTANCE FOR THE FISCAL YEAR 1988

Councilman Lombardi offered the following resolution which was seconded by Councilman Civiletti,

WHEREAS, the Riverhead Sewer District and the joint Southampton/Riverhead Scavenger Waste District duly applied for operational and maintenance financial assistance from the State of New York Department of Environmental Conservation for the fiscal year 1988, and

WHEREAS, said application has been denied by Arthur F. Warner, P.E., Director of the Bureau of Wastewater Facilities Operations, Division of Water, at the New York State Department of Environmental Conservation under letter dated October 20, 1989, and

WHEREAS, pursuant to the Environmental Conservation Law, the Town Board has 20 days to petition the Commissioner for a hearing,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board ratifies the Petition requesting New York State for a hearing on the denial of operational and maintenance assistance for the fiscal year 1988 covering the Riverhead Sewer District and the joint Southampton/Riverhead Scavenger Waste District, and be it further

RESOLVED, that the Town Clerk is authorized to forward certified copies of this resolution to Pierre G. Lundberg, Esq., John Batten at Malcolm Pirnie, and the Town Clerk of the Town of Southampton.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

767 ORDER ESTABLISHING BAITING HOLLOW LODGE LATERAL WATER MAIN

Councilman Boschetti offered the following resolution which was seconded by Councilman Pike,

WHEREAS, application has been made by the Baiting Hollow Cottage Condominium Homeowners Association in Baiting Hollow, New York, for the construction of a lateral water main and appurtenances to serve their community known as Baiting Hollow Lodge, and

WHEREAS, the Riverhead Town Board, as governing body of the Riverhead Water District, caused a report to be made by H2M, consulting engineers to the Riverhead Water District, and

WHEREAS, said map and plan calls for the installation of water mains and appurtenances, service connectors and motor pits to serve said single family dwellings for a total cost of \$82,000, and

WHEREAS, the costs associated with this lateral shall be borne as follows: \$60,000 to be paid by the applicants and \$22,000 to be paid by the Riverhead Water District, and

WHEREAS, the Town Board called a public hearing for November 6, 1989, which hearing was held and all persons wishing to be heard were heard,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board determines that the installation of the water mains and appurtenances is a Type II action pursuant to the State Environmental Quality Review Act which will not have a significant impact upon the environment, and it is further

RESOLVED that the Town Board, upon the proceeding and record of the hearing had herein, determines that the installation of the lateral water main within the community known as Baiting Hollow Lodge is in the best interest of the District as a whole and will benefit the property to be served, and it is further

RESOLVED, that the installation of a lateral water main and appurtenances, service connectors and motor pits at a total cost not to exceed \$82,000, wherein \$60,000 is to be paid by the applicants and \$22,000 to be paid by the District, is approved subject to the following conditions:

1. The owners grant a permanent, unobstructed subsurface easement for the installation and maintenance of

lateral water mains and appurtenances within the streets of the proposed community;

2. The owners deposit cash with the Town of Riverhead covering the cost of construction in the amount of \$60,000;

and it is further

RESOLVED, that the Town Clerk forward a certified copy of the resolution to Pierre Lundberg, Esq., H2M, Superintendent Gary Pendzick, and the applicant.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

768 AUTHORIZES CONSTRUCTION OF PRODUCTION WELL AT PLANT
5-2 OF THE RIVERHEAD WATER DISTRICT

Councilman Pike offered the following
resolution which was seconded by Councilman Boschetti,

WHEREAS, a map and plan has been prepared by H2M Group, consulting engineers to the Riverhead Water District, detailing the construction of a production well at Plant 5-2 of the Riverhead Water District, which map and plan has been the subject of a public hearing, and

WHEREAS, the engineers have also prepared an application to the DEC for a production well permit for the well 5-2 located on the north side of Middle Road, 500 feet east of Northville Turnpike, Riverhead, New York, which application is dated June 29, 1989, and

WHEREAS, a short form Environmental Assessment Form, completed by the consulting engineers, has been filed with the Town Clerk, which file has been reviewed by this Board,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead hereby determines that the construction of a production well for the Riverhead Water District to be located at Middle Road, 500 feet east of Northville Turnpike, Riverhead, New York, be built in accordance with the map and plan prepared by H2M Group and that this is a Type II action without a significant impact upon the environment, and be it further

RESOLVED, that a copy of this resolution be forwarded by the Town Clerk to Mr. Harold Berger, Regional Administrator of Region I, Department of Environmental Conservation, Stony Brook, New York; H2M; Pierre Lundberg, Esq.; and Gary Pendzick.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

769 RIVERHEAD WATER DISTRICT - DETERMINATION & FINDINGS RE:
CONDEMNATION OF AN INTEREST IN REAL PROPERTY

Councilperson Civiletti offered the following resolution,
which was seconded by Councilperson Lombardi.

WHEREAS, the Riverhead Town Board as governing body of the Riverhead Water District caused a public hearing to be held on October 17, 1989 concerning the condemnation of an interest in real property at Middle Road, Riverhead, New York, reputedly owned by in part by Frances Harris and in part by Margaret Rolle, and

WHEREAS, said hearing was held at the appointed time and place and all persons wishing to be heard were heard; and

WHEREAS, this Board determines the condemnation to be an unlisted action without a significant impact upon the environment pursuant to SEQR.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Riverhead as governing body of the Riverhead Water District makes the following findings:

1. The public purpose for the condemnation of an additional access easement to the existing water tank on CR 58 from Middle Road is to stabilize water pressure throughout the District and to effectively utilize new and additional wells for distribution throughout the eastern area of the District.

2. The location for the easement to be created is to enable the Riverhead Water District to provide ingress, egress and the laying, maintaining, operating, repairing and removing of water lines, trunk mains, hydrants and necessary appurtenances directly from the district's existing property and water tanks to and from Middle Road.

BE IT FURTHER RESOLVED, that the Riverhead Town Board as governing body of the Riverhead Water District determines that the condemnation of premises at Middle Road, Riverhead, New York, reputedly owned by in part by Frances Harris and in part by Margaret Rolle, as more particularly described on the survey of Young & Young dated June 19, 1989 as filed with the Town Clerk and incorporated herein by reference, is in the public interest and will be a benefit to the public and the residents of the Riverhead Water District.

BE IT FURTHER RESOLVED, that copies of this finding and determination are available without cost upon written request to

770 AWARDS BID FOR ROOF REPAIR - HIGHWAY FACILITY

Councilperson Lombardi offered the following resolution, which was seconded by Councilperson Civiletti:

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for roof repair to the Highway facility located on Osborne Avenue, Riverhead, New York; and

WHEREAS, bids were received, opened and read aloud on the 13th day of November, 1989, at 11:00 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for roof repair to the Highway facility located on Osborne Avenue, Riverhead, New York be and is hereby awarded to Rideout Building Co. in the amount of eleven thousand eight hundred and 00/100 (\$11,800.00) dollars; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Rideout Building Co., the Highway Department and the Town Attorney's Office.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#771 RELEASES PERFORMANCE AND LABOR AND MATERIAL BONDS OF ALL
ISLAND PLUMBING (HULSE LANDING WATER INSTALLATION)

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike:

WHEREAS, All Island Plumbing was awarded a certain contract with the Town of Riverhead to install water mains and appurtenances for the Riverhead Water District for private water services at Wading River, which contract required the filing of a performance bond and labor and materials bond; and

WHEREAS, said installation has been completed and a maintenance bond forwarded to the Town Attorney's Office, who has reviewed same as to form.

NOW, THEREFORE, BE IT

RESOLVED, that the performance and labor and materials bonds of All Island Plumbing be and are hereby released and the maintenance bond accepted; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution, together with the original performance and labor and materials bonds, to All Island Plumbing, and that certified copies of this resolution be forwarded to Andrea Lohneiss, Director of Community Development, the Riverhead Water District and the Town Attorney's Office.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

772 ACCEPTS CERTIFICATE OF DEPOSIT OF NORTH WIND FARMS

Councilperson Pike offered the following resolution, which was seconded by Councilperson Boschetti :

WHEREAS, by Resolution #576 adopted August 18, 1987, the Town Board accepted the cash bond of Richard O'Dea, Robert Villani and Eileen Villani, as partners of North Wind Farms, a subdivision duly approved by the Town of Riverhead Planning Board, which bond insured the completion of road and drainage improvements in said subdivision; and

WHEREAS, by letter dated November 1, 1989, from Louis K. McLean Associates, P.C., consulting engineers, to the Superintendent of Highways advising the Superintendent of Highways that the road and drainage improvements have been completed and that a one-year maintenance bond in the amount of \$25,000.00 should be posted; and

WHEREAS, a certificate of deposit has been forwarded to the Town Attorney's Office, who has requested same be accepted.

NOW, THEREFORE, BE IT

RESOLVED, that the cash bond of Richard O'Dea, Robert Villani and Eileen Villani, as partners in North Wind Farms, be and is hereby released and that the certificate of deposit in the amount of \$25,000.00 be and is hereby accepted as and for a one-year maintenance bond for the road and drainage improvements in the subdivision known as "North Wind Farms"; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to release the cash bond; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution, together with the cash bond, to Peter S. Danowski, Jr., Esq., attorney for North Wind Farms, and that certified copies also be forwarded to the Riverhead Planning Board and the Town Attorney's Office.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

773 AUTHORIZES SERGEANT LYNCH AND INVESTIGATOR BODEN TO
ATTEND SEMINAR

Councilperson Civiletti offered the following resolution which was seconded by Councilperson Lombardi.

WHEREAS, the NYS Division of Criminal Justice Services will be hosting a Crime Prevention seminar on December 12-15, 1989 to be held in Saratoga Springs, New York; and

WHEREAS, it is the desire of Sergeant Thomas Lynch and Investigator Richard Boden to attend said seminar; and

WHEREAS, it is the recommendation of the Superiors of Sergeant Lynch and Investigator Boden to attend said seminar.

NOW, THEREFORE, BE IT RESOLVED, that Sergeant Lynch and Investigator Boden be and are hereby authorized to attend the NYS Division of Criminal Justice Services Crime Prevention seminar on December 12-15, 1989; and

BE IT FURTHER RESOLVED, that Sergeant Lynch and Investigator receive advance monies in the amount of \$400.00 for related expenses, said expenses to be fully receipted upon their return; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Sergeant Lynch, Investigator Boden and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

774 AUTHORIZES PUBLICATION OF FINDING OF NO SIGNIFICANT
IMPACT AND REQUEST FOR RELEASE OF FEDERAL FUNDS

COUNCILPERSON Lombardi offered the following resolution, which was seconded by COUNCILPERSON Civiletti :

WHEREAS, the Town of Riverhead applied for and was granted a U.S. Department of Housing & Urban Development Community Development Block Grant for the year 1989; and

WHEREAS, this grant included funds for demolition of the structure known as the Suffolk Tire Shop located on Peconic Avenue and restoration of the site; and

WHEREAS, the procedure for release of these funds requires the preparation of an environmental review record and publication of a public notice of environmental findings and request for release of funds.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Riverhead authorizes the Town Clerk to publish the attached Finding of No Significant Impact/Request for Release of Funds notice in the November 22, 1989, issue of the Riverhead News-Review; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Andrea Lohneiss, Director of the Community Development Agency.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

LEGAL NOTICE
NOTICE OF FINDING OF
NO SIGNIFICANT EFFECT
ON THE ENVIRONMENT
AND REQUEST FOR
RELEASE OF
FEDERAL FUNDS

Town of Riverhead
200 Howell Avenue
Riverhead, NY 11901
(516) 727-3200

TO ALL INTERESTED AGENCIES, GROUPS, AND PERSONS:

On or about December ²⁷ 1989, the Town of Riverhead will request the U.S. Department of Housing and Urban Development to release Federal funds under Title 1 of the Housing and Community Development Act of 1964 (PL 93-383) to be used for the following projects:

Commercial Demolition and
Improvements, Peconic Avenue,
\$33,500.00

It has been determined that such Request for Release of Funds will not constitute an action significantly affecting the quality of the human environment and, accordingly, the Town of Riverhead has decided not to prepare an Environmental Impact Statement under the National Environmental Policy Act of 1969 (PL 91-190). The reason for such decision not to prepare such statement is as follows:

(i) The analysis required for the development of our Environmental Review Records for the subject projects did not point to any impact that would significantly affect the human environment. The basis for this determination lies in the fact that all identified adverse impacts are not intractable and can, through project design, be either minimized or avoided.

Environmental Review Records respecting the aforementioned projects have been made by the Town of Riverhead which document the environmental review of the projects and more fully set forth the reasons why such Statement is not required. The Environmental Review Records are on file at the above address and are available for public inspection and copying, upon request at the Community Development Office between the hours of 9 a.m. and 4 p.m.

No further environmental reviews of said projects are proposed to be conducted prior to the Request for Release of Federal Funds.

All interested agencies, groups, and persons disagreeing with this decision are invited to submit written comments for consideration by the Town of Riverhead to the Office of the Supervisor. Such written

comments should be received by the Supervisor on or before ~~December 7, 1989~~. All such comments received will be considered and the Town of Riverhead will not request the Release of Federal Funds for the subject projects prior to ~~December 8, 1989~~-----.

The Town of Riverhead will undertake the subject projects with Block Grant funds from the U.S. Department of Housing and Urban Development (HUD) under Title 1 of the Housing and Community Development Act of 1974. The Town of Riverhead is certifying to HUD that the Town of Riverhead and the Town Supervisor, in his official capacity as Supervisor, consent to accept the jurisdiction of the Federal courts if an action is brought to the responsibilities in relation to environmental review, decision making, and action, and that these responsibilities have been satisfied.

The legal effect of the certification is that upon its approval, the Town of Riverhead may use the Block Grant funds, and HUD will have satisfied its responsibilities under the National Environmental Policy Act of 1969. HUD will accept an objection to its approval of the release of funds and acceptance of the certification only if it is on one of the following bases: (a) that the certification was not in fact executed by the chief executive officer or other officer of the applicant approved by HUD; or (b) that applicant's Environmental Review Records for the projects indicate omission of a required decision, finding, or step applicable to the project in the environmental review process. Objections must be prepared and submitted in accordance with the required procedure (24 CFR Part 58) and may be addressed to:

U.S. Department of Housing and Urban Development (HUD)
New York Area Office
26 Federal Plaza
New York, NY 10028

Objections to the release of funds made on bases other than those stated above will not be considered by HUD. No objection received after ~~December 26, 1989~~----- will be considered by HUD.

By: Mr. Joseph Janoski
Town Supervisor
200 Howell Avenue
Riverhead, NY 11901
Dated: ~~November 21, 1989~~

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD, NEW YORK
IRENE J. PENDZICK, TOWN CLERK

775 AUTHORIZES TOWN CLERK TO PUBLISH AND POST NOTICE TO
BIDDERS RE: MAIN STREET LIGHTING IMPROVEMENT PROJECT

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike:

RESOLVED, that the Town Clerk be and is hereby authorized to publish and post the attached notice to bidders for Main Street Lighting Improvement Project.

DATED: Riverhead, New York
November 21, 1989.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF RIVERHEAD

IRENE J. PENDZICK, Town Clerk

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that SEALED BIDS for the installation of street lighting on Main Street, in the Town of Riverhead, will be received by the Town Clerk of the Town of Riverhead at the Town Hall, 200 Howell Avenue, Riverhead, New York, until 11:00 A.M. prevailing time, on Monday, December 4, 1989 at which time and place they will be publicly opened and read for the following contract:

MAIN STREET LIGHTING
IMPROVEMENT PROJECT
RIVERHEAD, NEW YORK

Plans and specifications may be obtained on or after Friday, November 24, 1989, at the Town Hall at 200 Howell Avenue, Riverhead, New York, upon deposit of Fifty Dollars (\$50.00) for each set furnished. Deposits shall be made by cash, certified check or bank money order. No exceptions shall be made.

Deposits for plans and specifications will be refunded to bidders who return these within ten (10) days in good condition; other deposits will either be partially or not refunded if the plans and specifications have not been returned in good condition within thirty (30) days after bids have been opened.

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5%) of the total bid, made payable to Joseph F. Janoski, Supervisor, Town of Riverhead, as set forth in the Information For Bidders.

The Town Board reserves the right to reject any or all bids, to waive any informalities and to accept such alternate bids which, in the opinion of the Town Board, will be in the best interests of the Town of Riverhead.

BY ORDER OF THE TOWN BOARD
TOWN OF RIVERHEAD, SUFFOLK COUNTY,
NEW YORK

IRENE J. PENDZICK, TOWN CLERK
TOWN OF RIVERHEAD
RIVERHEAD, NEW YORK, 11901

DATED: November 22, 1989

776 Designating AIDS Awareness Week

The following resolution was introduced by Councilperson Civiletti and seconded by Councilperson Lombardi.

WHEREAS, the AIDS epidemic continues to spread throughout the population claiming hundreds of thousands of lives and infecting, by some estimates, millions more; and

WHEREAS, the AIDS epidemic has begun to spread rampantly among teenagers and young adults, infecting an estimated 1 in 100 sexually active young people; and

WHEREAS, this fatal disease has no known cure, making its prevention the only realistic way to combat the spread of this disease; and

WHEREAS, education and awareness about AIDS, how it can and cannot be contracted, how infection with AIDS can be connected, and how widespread it is today, especially our youth, are critical first steps in fighting this plague;

NOW THEREFORE, BE IT RESOLVED that the week commencing Friday, December 1, 1989 - December 8, 1989 be, and hereby is designated AIDS AWARENESS WEEK in the Town of Riverhead in, observance of NATIONAL AIDS AWARENESS week; and be it further

RESOLVED, that parents are urged to talk to their children about Aids prevention; and be it further

RESOLVED, that the Board of Education is urged to make Aids Education a regular part of the curriculum in the Riverhead Public Schools and to observe AIDS AWARENESS WEEK during the week of December 1 - 8, 1989; and be it further

RESOLVED, that the Town Clerk forward a copy of this Resolution to Dr. Richard Suprina, Supt. of Schools.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

777 - APPOINTS PART-TIME ACCOUNT CLERK TYPIST WITH THE TOWN OF
RIVERHEAD WATER DISTRICT

Councilperson Civiletti offered the following resolution
which was seconded by Councilperson Lombardi.

RESOLVED, that Christine Stilwagen be and is hereby
appointed to the position of Part-time Account Clerk Typist with
the Town of Riverhead Water District effective Wednesday,
November 22, 1989 at the hourly rate of compensation of \$8.99;
and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby
authorized to forward a certified copy of this resolution to
Christine Stilwagen, Gary Pendzick and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

778 APPOINTS HOME AIDE

Councilperson Lombardi offered the following resolution which was seconded by Councilperson Civiletti.

RESOLVED, that Michelle Chauncey be and is hereby appointed to the position of Home Aide with the Town of Riverhead at the hourly rate of compensation of \$5.69 effective November 3, 1989; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Michelle Chauncey, Lyn McDonald and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

779 EXTENDS SPECIAL PERMIT OF NORTH FORK NURSERY

Councilperson Boschetti offered the following resolution, which was seconded by Councilperson Pike :

WHEREAS, North Fork Nursery, by Resolution #692 adopted November 1, 1988, was granted a special permit to construct and maintain a Type 6 farm labor camp to be located at Herricks Lane, Jamesport, New York, known and designated as SCTM #0600-22-3-3; and

WHEREAS, said permit was conditioned upon the applicant's commencing and completing construction within one (1) year of the date of the granting of the special permit; and

WHEREAS, the applicant has, by letter dated October 18, 1989, has requested that the special permit be extended; and

WHEREAS, this Town Board has reviewed said request.

NOW, THEREFORE, BE IT

RESOLVED, that the special permit of North Fork Nursery to construct and maintain a Type 6 farm labor camp at Herricks Lane, Jamesport, New York, known and designated as SCTM #0600-22-2-3, be and is hereby extended for a period of one (1) year subject to and conditioned upon the same terms and conditions as the original special permit approval granted under Resolution #692 adopted November 1, 1988; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to North Fork Nursery, the Building Department, the Planning Department and the Town Attorney's Office.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

780 AWARDS BID FOR INSTALLATION OF WATER MAINS AND APPURTENANCES (EXTENSION 41A - VILLAGE GREEN)

Councilperson Pike offered the following resolution, which was seconded by Councilperson Boschetti:

WHEREAS, the Town Clerk was authorized to publish and post a notice to bidders for installation of water mains and appurtenances for Extension 41A of the Riverhead Water District in the subdivision known as "Village Green"; and

WHEREAS, bids were received, opened and read aloud on the 13th day of November, 1989, at 11:10 a.m. at Town Hall, 200 Howell Avenue, Riverhead, New York, the date, time and place given in the notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the bid for installation of water mains and appurtenances for Extension 41A of the Riverhead Water District in the subdivision known as "Village Green" be and is hereby awarded to Tom Francis Construction in the amount of three hundred eighty-four thousand four hundred ninety-one and 39/100 (\$384,914.39) dollars; and be it further

RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Tom Francis Construction, the Riverhead Water District and the Town Attorney's Office.

The vote, Boschetti, yes, Pike, no, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#781

At a special meeting of the Town Board of the Town of Riverhead, Suffolk County, New York, held at the Town Hall, 200 Howell Avenue, in Riverhead, New York, in said Town, on November 21, 1989, at 7:30 o'clock p.M., Prevailing Time.

The meeting was called to order by Supervisor Janoski and upon roll being called, the following were

PRESENT: Supervisor Janoski
Councilwoman Civiletti
Councilman Lombardi
Councilman Boschetti
Councilman Pike

ABSENT:

The following resolution was offered by Councilwoman Civiletti, who moved its adoption, seconded by Councilman Lombardi to-wit:

A RESOLUTION PROVIDING FOR THE CONSOLIDATION, DETAILS AND SALE OF \$6,140,500 PUBLIC IMPROVEMENT (SERIAL) BONDS, 1989, OF THE TOWN OF RIVERHEAD, SUFFOLK COUNTY, NEW YORK, FOR VARIOUS PURPOSES IN AND FOR SAID TOWN.

BE IT RESOLVED, by the Town Board of the Town of Riverhead, Suffolk County, New York, as follows:

Section 1. Of the \$3,402,000 serial bonds authorized by bond resolution dated June 20, 1989, for the construction of a water distribution system within Extension No. 35 - Wading River to the Riverhead Water District, in and for the Town of Riverhead, Suffolk County, New York, there shall be issued and sold \$2,000,000 serial bonds which shall mature \$73,000 in each of the years 1991 and 1992, \$75,000 in the year 1993, \$71,000 in the year 1994, \$76,000 in the year 1995, \$74,000 in the year 1996, \$73,000 in the year 1997, \$76,000 in the year 1998, \$75,000 in the year 1999, \$78,000 in the year 2000, \$79,000 in the year 2001, \$77,000 in the year 2002, \$79,000 in the year 2003, \$84,000 in the year 2004, \$83,000 in the year 2005, \$82,000 in the year 2006, \$83,000 in each of the years 2007 and 2008, \$89,000 in the year 2009, \$92,000 in the year 2010, and \$85,000 in each of the years 2011 to 2015, both inclusive, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years pursuant to subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law, computed from September 21, 1989, the date of the first bond anticipation note issued therefor.

resolution dated March 15, 1988, for the reconstruction of various Town buildings for the purpose of providing accessibility for the physically handicapped, in and for the Town of Riverhead, Suffolk County, New York, there shall be issued and sold as a second series of bonds \$100,000 serial bonds which shall mature \$5,000 in each of the years 1991 to 1998, both inclusive, and \$6,000 in each of the years 1999 to 2008, both inclusive, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is twenty years pursuant to subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law, computed from July 13, 1988, the date of the first bond anticipation note issued for such purpose. It is hereby further determined that the sum of \$36,000 (being part of \$9,874,000 Public Improvement (Serial) Bonds, 1988) has been previously sold as a first series of bonds.

Section 3. Of the \$225,000 serial bonds authorized by bond resolution dated October 4, 1988, for the increase and improvement of the facilities of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, there shall be issued and sold \$150,000 serial bonds which shall mature \$5,000 in each of the years 1991 to 1999, both inclusive, \$6,000 in each of the years 2000 to 2006, both inclusive, and \$7,000 in each of the years 2007 to 2015, both inclusive, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid specific object

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or purpose is forty years pursuant to subdivision 1 of ¹³³⁶ paragraph a of Section 11.00 of the Local Finance Law, computed from June 20, 1989, the date of the first bond anticipation note issued therefor.

Section 4. The \$120,000 serial bonds authorized by bond resolution dated April 19, 1988, for the increase and improvement of the facilities of the Riverhead Water District of the Town of Riverhead, Suffolk County, New York, by the purchase of motor vehicles, shall mature \$7,000 in each of the years 1991 to 1994, both inclusive, \$8,000 in each of the years 1995 and 1996, \$9,000 in each of the years 1997 to 2000, both inclusive, and \$10,000 in each of the years 2001 to 2004, both inclusive, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, computed from June 28, 1989, the date of the first bond anticipation note issued therefor.

Section 5. The \$5,000 serial bonds authorized by bond resolution dated April 19, 1988, for the increase and improvement of the Riverhead Water District in the Town of Riverhead, Suffolk County, New York, by the purchase of a truck, shall mature \$2,000 in the year 1991, and \$1,000 in each of the years 1992 to 1994, both inclusive, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years pursuant to subdivision 28 of

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paragraph a of Section 11.00 of the Local Finance Law, computed¹³³⁷ from the date of the bonds, there having been no bond anticipation note heretofore issued therefor.

Section 6. Of the \$760,000 serial bonds authorized by bond resolution dated August 4, 1987, as amended on March 15, 1988, for the construction of a salt storage building, in and for the Town of Riverhead, Suffolk County, New York, there shall be issued and sold as a second series of bonds \$220,000 serial bonds which shall mature \$7,000 in each of the years 1991 to 1995, both inclusive, \$8,000 in each of the years 1996 to 2000, both inclusive, \$9,000 in each of the years 2001 to 2005, both inclusive, and \$10,000 in each of the years 2006 to 2015, both inclusive, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is thirty years pursuant to subdivision 11(a)(1) of paragraph a of Section 11.00 of the Local Finance Law, computed from September 22, 1988, the date of the first bond anticipation note issued for such purpose. The date of the first bond anticipation note issued in anticipation of this second series of bonds was June 28, 1989. It is hereby further determined that the sum of \$154,000 (being part of \$9,874,000 Public Improvement (Serial) Bonds, 1988) has been previously sold as a first series of bonds.

Section 7. Of the \$2,850,000 serial bonds authorized by bond resolution dated March 6, 1979, for the construction of drainage facilities throughout the Town of Riverhead, Suffolk County, New York, there shall be issued and sold as a tenth

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series of bonds \$55,000 serial bonds which shall mature \$2,000¹³³⁸ in each of the years 1991 and 1992, and \$3,000 in each of the years 1993 to 2009, both inclusive, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is thirty years pursuant to subdivision 3 of paragraph a of Section 11.00 of the Local Finance Law, computed from July 24, 1979, the date of the first bond anticipation note issued for such purpose. The date of the first bond anticipation note issued in anticipation of this tenth series of bonds was June 20, 1989. It is hereby further determined that the sums of \$35,000, \$675,000, \$450,000 and \$100,000 (being part of \$1,641,000 Various Purposes (Serial) Bonds, 1981), the sums of \$56,250, \$9,500 and \$30,000 (being parts of \$2,828,250 Various Purposes (Serial) Bonds, 1984), the sum of \$85,000 (being part of \$3,797,425 Public Improvement (Serial) Bonds, 1987) and the sum of \$150,000 (being part of \$9,874,000 Public Improvement (Serial) Bonds, 1988) have been previously sold as the first nine series of bonds.

Section 8. Of the \$2,850,000 serial bonds authorized by bond resolution dated September 5, 1989, for the construction of drainage facilities throughout and in and for the Town of Riverhead, Suffolk County, New York, there shall be issued and sold \$400,000 serial bonds which shall mature \$13,000 in each of the years 1991 to 1994, both inclusive, \$15,000 in each of the years 1995 to 1998, both inclusive, \$16,000 in the year 1999, \$17,000 in each of the years 2000 to 2006, both inclusive, \$16,000 in the year 2007, \$15,000 in the year 2008,

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\$16,000 in each of the years 2009 and 2010, and \$18,000 in each¹³³⁹
of the years 2011 to 2015, both inclusive, and shall be
consolidated with other issues of bonds of said Town as
hereinafter authorized. It is hereby determined that the
period of probable usefulness of the aforesaid class of objects
or purposes is thirty years pursuant to subdivision 3 of
paragraph a of Section 11.00 of the Local Finance Law, computed
from the date of issuance of the bonds, there having been no
bond anticipation notes heretofore issued therefor.

Section 9. Of the aggregate \$332,000 serial bonds
authorized by bond resolution dated August 19, 1986 (\$114,000
serial bonds) and bond resolution dated March 15, 1988
(\$218,000 additional serial bonds), for the construction of an
ambulance storage barn, in and for the Town of Riverhead,
Suffolk County, New York, there shall be issued and sold as a
second series of bonds \$118,500 serial bonds which shall mature
\$4,500 in the year 1991, \$4,000 in each of the years 1992 to
1997, both inclusive, and \$5,000 in each of the years 1998 to
2015, both inclusive, and shall be consolidated with other
issues of bonds of said Town as hereinafter authorized. It is
hereby determined that the period of probable usefulness of the
aforesaid specific object or purpose is thirty years pursuant
to subdivision 11(a)(1) of paragraph a of Section 11.00 of the
Local Finance Law, computed from July 13, 1988, the date of the
first bond anticipation note issued for such purpose. The date
of the first bond anticipation note issued in anticipation of
this second series of bonds was June 20, 1989. It is hereby
further determined that the sum of \$214,000 (being part of

\$9,874,000 ^{11/21/89} Public Improvement (Serial) Bonds, 1988) has been ¹³⁴⁰ previously sold as a first series of bonds.

Section 10. Of the \$131,000 serial bonds authorized by bond resolution dated October 21, 1986, for the construction of a truck weigh station at the landfill of and for the Town of Riverhead, Suffolk County, New York, there shall be issued and sold as a second series of bonds \$32,000 serial bonds which shall mature \$2,000 in each of the years 1991 to 2006, both inclusive, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years pursuant to subdivision 6-a of paragraph a of Section 11.00 of the Local Finance Law, computed from May 17, 1988, the date of the first bond anticipation note issued for such purpose. It is hereby further determined that the sum of \$83,000 (being part of \$9,874,000 Public Improvement (Serial) Bonds, 1988) has been previously sold as a first series of bonds.

Section 11. Of the \$675,000 serial bonds authorized by bond resolution dated June 21, 1988, for the acquisition of a computer including software for town-wide use, in and for the Town of Riverhead, Suffolk County, New York, there shall be issued and sold \$475,000 serial bonds which shall mature \$95,000 in the year 1991, \$114,000 in the year 1992, \$126,000 in the year 1993 and \$140,000 in the year 1994, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five years pursuant to subdivision 32 of

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paragraph a of Section 11.00 of the Local Finance Law, computed 341
from March 28, 1989, the date of the first bond anticipation
note issued therefor.

Section 12. Of the \$75,000 serial bonds authorized by bond
resolution dated April 19, 1988, for the increase and
improvement of the Riverhead Street Lighting District in and
for the Town of Riverhead, Suffolk County, New York, there
shall be issued and sold \$70,000 serial bonds which shall
mature \$4,000 in each of the years 1991 to 1995, both
inclusive, \$5,000 in each of the years 1996 to 1999, both
inclusive, and \$6,000 in each of the years 2000 to 2004, both
inclusive, and shall be consolidated with other issues of bonds
of said Town as hereinafter authorized. It is hereby
determined that the period of probable usefulness of the
aforesaid specific object or purpose is fifteen years pursuant
to subdivision 28 of paragraph a of Section 11.00 of the Local
Finance Law, computed from June 20, 1989, the date of the first
bond anticipation note issued therefor.

Section 13. Of the \$5,050,000 serial bonds authorized by
bond resolution dated September 20, 1988, for the payment of a
judgment resulting from a court order on a proceeding brought
pursuant to Article Seven of the Real Property Tax Law, there
shall be issued and sold as a second series of bonds \$2,275,000
serial bonds which shall mature \$100,500 in the year 1990,
\$101,500 in the year 1991, \$104,000 in each of the years 1992
to 1994, both inclusive, \$117,000 in the year 1995, \$116,000 in
each of the years 1996 and 1997, \$112,000 in the year 1998,
\$111,000 in the year 1999, \$130,000 in the year 2000, \$127,000

in the ~~11/21/89~~ 2001, \$129,000 in the year 2002, \$127,000 in the ~~1342~~ year 2003, \$137,000 in the year 2004, \$134,000 in each of the years 2005 and 2006, \$135,000 in the year 2007, and \$136,000 in the year 2008, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years pursuant to subparagraph c of subdivision 33-a of paragraph a of Section 11.00 of the Local Finance Law, computed from December 1, 1988, the date of the first obligations issued for such purpose. The date of the first bond anticipation note issued in anticipation of this second series of bonds was January 3, 1989. It is hereby further determined that the sum of \$2,750,000 (being part of \$9,874,000 Public Improvement (Serial) Bonds, 1988) has been previously sold as a first series of bonds.

Section 14. Of the \$1,860,000 serial bonds authorized by bond resolution dated September 28, 1987, for the increase and improvement of the Riverhead Water District, in conjunction with the establishment of Extension 33 to said Water District, in and for the Town of Riverhead, Suffolk County, New York, there shall be issued and sold as a second series of bonds \$120,000 serial bonds which shall mature \$4,000 in each of the years 1991 to 1995, both inclusive, and \$5,000 in each of the years 1996 to 2015, both inclusive, and shall be consolidated with other issues of bonds of said Town as hereinafter authorized. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years pursuant to subdivision 1 of paragraph a of

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Section 11.00 of the Local Finance Law, computed from April 15,¹³⁴³
1988, the date of the first bond anticipation note issued for
such purpose. It is hereby further determined that the sum of
\$1,335,000 (being part of \$9,874,000 Public Improvement
(Serial) Bonds, 1988) has been previously sold as a first
series of bonds.

Section 15. The serial bonds described in the preceding
sections hereof are hereby authorized to be consolidated for
purposes of sale into one bond issue aggregating \$6,140,500.
Such bonds shall each be designated substantially PUBLIC
IMPROVEMENT (SERIAL) BOND, 1989, shall be dated December 15,
1989, shall be of the denomination of \$5,000 each or any
integral multiple thereof not exceeding the principal amount of
each respective maturity, except for one bond including the
amount of \$500. Bonds may be transferred or exchanged at any
time prior to maturity at the principal corporate trust office
of The Chase Manhattan Bank, N.A., in New York, New York, (the
"Fiscal Agent"), or any successor Fiscal Agent, for bonds of
the same maturity of any authorized denomination or
denominations in the same aggregate principal amount. The
bonds shall mature in the amount of \$100,500 on June 15, 1990,
\$325,000 on June 15, 1991, \$345,000 on June 15, 1992, \$360,000
on June 15, 1993, \$370,000 on June 15, 1994, \$250,000 on June
15 in each of the years 1995 to 1999, both inclusive, \$275,000
on June 15 in each of the years 2000 to 2003, both inclusive,
\$290,000 on June 15, 2004, \$270,000 on June 15 in each of the
years 2005 to 2008, both inclusive, \$135,000 on June 15 in each
of the years 2009 and 2010, and \$130,000 on June 15 in each of

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the years 2011 to 2015, both inclusive, and shall bear interest¹³⁴⁴
payable on June 15, 1990 and semi-annually thereafter on
December 15 and June 15. Bonds maturing on or before June 15,
1999 are not subject to redemption prior to maturity. Bonds
maturing on or after June 15, 2000 are subject to redemption,
at the option of the Town, prior to maturity, in whole or in
part, in inverse order of maturity or in equal proportionate
amounts, on any interest payment date on or after June 15,
1999, at redemption prices, expressed as a percentage of par as
follows: June 15, 1999 and December 15, 1999, 102%; June 15,
2000 and December 15, 2000, 101%; and June 15, 2001 and
thereafter, 100%. If less than all of the bonds of any
maturity are to be redeemed, the particular bonds of such
maturity to be redeemed shall be selected by the Town by lot in
any customary manner of selection as determined by the
Supervisor. Notice of such call for redemption shall be given
by mailing such notice to the registered holder not more than
sixty (60) days nor less than thirty (30) days prior to such
date. Notice of redemption having been given as aforesaid, the
bonds so called for redemption shall, on the date for
redemption set forth in such call for redemption, become due
and payable, together with interest to such redemption date,
and interest shall cease to be paid thereon after such
redemption date. Such bonds shall bear interest at such rate
or rates as may be necessary to sell the same, which rate or
rates shall be determined in the manner provided in Section
59.00 of the Local Finance Law; provided, however, that (i) the
maximum number of rates which may be bid shall not exceed four,
(ii) only one rate of interest may be bid for bonds of the same

11/21/89 maturity, (iii) the maximum difference between the highest and¹³⁴⁵ lowest interest rate bid may not exceed one and one-half per centum per annum, and (iv) variations in rates of interest so bid shall be in ascending progression in order of maturity so that the rate of interest on any single maturity of said bonds shall not be less than the rate of interest applicable to any prior maturity. Such bonds shall be in registered form and shall not be registrable to bearer or convertible into bearer coupon form. Principal of the bonds will be payable to the registered owners upon surrender of the bonds at the principal corporate trust office of the Fiscal Agent for the bonds, or any successor Fiscal Agent. Interest on the bonds will be payable by check or draft mailed by the Fiscal Agent to the registered owners of the bonds, as shown on the registration books of the Town maintained by the Fiscal Agent, as of the close of business on the last business day of the calendar month preceeding the date of the interest payment. Principal of and interest on the bonds will be payable in lawful money of the United States of America. The aforesaid maturities constitute the aggregate of the individual maturities of each separate issue, which individual maturities are prescribed in the preceeding sections hereof. Such bonds shall be executed in the name of said Town by the manual or facsimile signature of the Supervisor, and a facsimile of its corporate seal shall be imprinted thereon and attested by the manual or facsimile signature of its Town Clerk. The bonds shall be authenticated by the manual countersignature of an authorized officer or employee of the Fiscal Agent. It is hereby determined that it

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is to the financial advantage of the Town not to impose and¹³⁴⁶
collect from registered owners any charges for mailing,
shipping and insuring bonds transferred or exchanged by the
Fiscal Agent, and, accordingly, pursuant to paragraph c of
Section 70.00 of the Local Finance Law, no such charges shall
be so collected by the Fiscal Agent.

Section 16. The Supervisor, as chief fiscal officer of the
Town, is hereby authorized and directed to enter into an
agreement with a bank or trust company located or authorized to
do business in the State of New York for the purpose of having
such bank or trust company act, in connection with the
obligations herein described, as the Fiscal Agent for said Town
to perform the services described in Section 70.00 of the Local
Finance Law, and to execute such agreement on behalf of the
Town Board of said Town.

Section 17. All other matters, except as provided herein,
relating to such bonds shall be determined by the Supervisor.
Such bonds shall contain substantially the recital of validity
clause provided for in Section 52.00 of the Local Finance Law
and shall otherwise be in such form and contain such recitals,
in addition to those required by Section 51.00 of the Local
Finance Law, as the Supervisor shall determine.

Section 18. The faith and credit of said Town of Riverhead,
Suffolk County, New York, are hereby irrevocably pledged for
the payment of the principal of and interest on such bonds as
the same respectively become due and payable. An annual
appropriation shall be made in each year sufficient to pay the
principal of and interest on such bonds becoming due and
payable in such year.

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Section 19. The powers and duties of advertising such bonds1347

for sale, conducting the sale and awarding the bonds, are hereby delegated to the Supervisor, who shall advertise such bonds for sale, conduct the sale and award the bonds in such manner as he shall deem best for the interests of said Town, provided, however, that in the exercise of these delegated powers, he shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 20. This resolution shall take effect immediately.

~~11/21/89~~ The question of the adoption of the foregoing resolution¹³⁴⁸

was duly put to a vote on roll call, which resulted as follows:

<u>Supervisor Janoski</u>	VOTING	<u>Yes</u>
<u>Councilwoman Civiletti</u>	VOTING	<u>Yes</u>
<u>Councilman Lombardi</u>	VOTING	<u>Yes</u>
<u>Councilman Boschetti</u>	VOTING	<u>Yes</u>
<u>Councilman Pike</u>	VOTING	<u>Yes</u>
	VOTING	
	VOTING	

The resolution was thereupon declared duly adopted.

* * * * *

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STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

I, the undersigned Clerk of the Town of Riverhead, Suffolk County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of said Town, including the resolution contained therein, held the 21st day of November, 1989, with the original thereof on file in my office, and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

I FURTHER CERTIFY that all members of said Board had due notice of said meeting.

I FURTHER CERTIFY that, pursuant to Section 103 of the Public Officers Law (Open Meetings Law), said meeting was open to the general public.

I FURTHER CERTIFY that, PRIOR to the time of said meeting, I duly caused a public notice of the time and place of said meeting to be given to the following newspapers and/or other news media as follows:

Newspaper and/or other news media

Date given

The News Review

January 5, 1989

~~11 FEB 1989~~ CERTIFY that PRIOR to the time of said meeting, ~~11350~~
duly caused public notice of the time and place of said meeting
to be conspicuously posted in the following designated public
location(s) on the following dates:

Designated Location(s)
of posted notice

Date of Posting

Town Clerk's Office Bulletin Board

January 5, 1989

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
the seal of said Town this 21st day of November, 1989.

Irene J. Bendyick

Town Clerk

(CORPORATE
SEAL)

\$6,140,500

TOWN OF RIVERHEAD, SUFFOLK COUNTY,
NEW YORK

PUBLIC IMPROVEMENT (SERIAL) BONDS, 1989

NOTICE OF BOND SALE

Sealed proposals will be received and considered by the undersigned Supervisor of the Town of Riverhead, Suffolk County, New York, at the Office of Willkie Farr & Gallagher, One Citicorp Center, 153 East 53rd Street, Conference Room 46-A, New York, New York 10022, at 11:00 o'clock A.M., Prevailing Time, on the 7th day of December, 1989, at which time and place the bids will be opened, for the purchase at not less than par and accrued interest of

\$6,140,500 Public Improvement (Serial) Bonds, 1989, of said Town, of the denomination of \$5,000 each or any integral multiple thereof not exceeding the principal amount of each respective maturity, except for one bond including the amount of \$500, dated December 15, 1989, and maturing \$100,500 on June 15, 1990, \$325,000 on June 15, 1991, \$345,000 on June 15, 1992, \$360,000 on June 15, 1993, \$370,000 on June 15, 1994, \$250,000 on June 15 in each of the years 1995 to 1999, both inclusive, \$275,000 on June 15 in each of the years 2000 to 2003, both inclusive, \$290,000 on June 15, 2004, \$270,000 on June 15 in each of the years 2005 to 2008, both inclusive, \$135,000 on June 15 in each of the years 2009 and 2010, and \$130,000 on June 15 in each of the years 2011 to 2015, both inclusive, with

interest thereon payable on June 15, 1990 and semi-annually thereafter on December 15 and June 15. Principal of said bonds will be payable at the principal corporate trust office of the Fiscal Agent, The Chase Manhattan Bank, N.A., in New York, New York, or a successor Fiscal Agent. Interest on the bonds will be payable by check or draft mailed by the Fiscal Agent to the registered owners of the bonds, as shown on the registration books of the Town maintained by the Fiscal Agent as of the close of business on the Record Date, being the last business day of the calendar month preceding each interest payment date. Principal and interest will be payable in lawful money of the United States of America. Bonds will be fully registered and will be valid and legally binding general obligations of said Town, all the taxable real property within which will be subject to the levy of ad valorem taxes to pay said bonds and interest thereon, without limitation as to rate or amount. Bonds may be exchanged at any time prior to maturity at the principal corporate trust office of the Fiscal Agent for bonds of the same maturity of any authorized denomination or denominations in the same aggregate principal amount. The bonds may not be converted into coupon bonds or be registered to bearer.

Bonds maturing on or before June 15, 1999 are not subject to redemption prior to maturity. Bonds maturing on or after June 15, 2000 are subject to redemption, at the option of the Town, prior to maturity, in whole or in part, in inverse order of maturity or in equal proportionate amounts, on any interest payment date on or after June 15, 1999, at redemption prices,

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expressed as a percentage of par as follows: June 15, 1999 and ¹³⁵³
December 15, 1999, 102%; June 15, 2000 and December 15, 2000,
101%; and June 15, 2001 and thereafter, 100%.

If less than all of the bonds of any maturity are to be redeemed, the particular bonds of such maturity to be redeemed shall be selected by the Town by lot in any customary manner of selection as determined by the Supervisor. Notice of such call for redemption shall be given by mailing such notice to the registered holder not more than sixty (60) days nor less than thirty (30) days prior to such date. Notice of redemption having been given as aforesaid, the bonds so called for redemption shall, on the date for redemption set forth in such call for redemption, become due and payable, together with interest to such redemption date, and interest shall cease to be paid thereon after such redemption date.

The State Constitution requires the Town to pledge its faith and credit for the payment of the principal of the bonds and the interest thereon and to make annual appropriations for the amounts required for the payment of such interest and the redemption of such bonds. The State Constitution also provides that if at any time the appropriating authorities fail to make the required appropriations for the annual debt service on the bonds and certain other obligations of the Town, a sufficient sum shall be set apart from the first revenues thereafter received and shall be applied for such purposes; also that the fiscal officer of the Town may be required to set apart and apply such revenues as aforesaid at the suit of any holder of such obligations.

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Each bid must be for all of said \$6,140,500 serial bonds 1354 and may state different rates of interest for bonds maturing in different calendar years; provided, however, that (i) the maximum number of rates which may be bid for all of said bonds shall not exceed four, (ii) only one rate of interest may be bid for all bonds maturing in any one calendar year, (iii) the maximum difference between the highest and lowest rate of interest bid for the bonds may not exceed one and one-half per centum per annum, (iv) variations in rates of interest so bid shall be in ascending progression in order of maturity so that the rate of interest on bonds maturing in any particular calendar year shall not be less than the rate of interest applicable to bonds maturing in any prior calendar year, and (v) all rates of interest bid must be stated in a multiple of one-eighth or one-hundredth of one per centum per annum. Unless all bids are rejected, the award will be made to the bidder complying with the terms of sale and offering to purchase said bonds at such rate or rates of interest as will produce the lowest net interest cost computed in accordance with the net interest cost method of calculation, that being the rate or rates of interest which will produce the least interest cost over the life of the bonds, after accounting for the premium offered, if any. If two or more such bidders offer to purchase the bonds at the same net interest cost, computed as described above, the bonds will be awarded to the bidder whose bid offers to purchase the bonds at the highest premium dollar amount. The right is reserved to reject any or all bids, and any bid not complying with this Notice of Sale will be rejected. Each bid must be enclosed in a sealed envelope

addressed ^{11/21/89} to the undersigned Supervisor, and should be marked 1355 on the outside "Proposal for Bonds" and should be accompanied with a certified or cashier's check drawn upon an incorporated bank or trust company to the order of said Town of Riverhead, New York, for \$122,810 as a good faith deposit to secure the Town against any loss resulting from the failure of the bidder to comply with the terms of his bid. No interest will be allowed on the amount of the good faith deposit. Said bonds are issued pursuant to the Constitution and statutes of the State of New York, including, among others, the Town Law and the Local Finance Law, for the following purposes and in the following amounts:

for the construction of a water distribution system within Extension No. 35 - Wading River to the Riverhead Water District (\$2,000,000);

for the reconstruction of various Town buildings for the purpose of "providing accessibility for the physically handicapped (\$100,000);

for the increase and improvement of the facilities of the Riverhead Water District (\$150,000);

for the increase and improvement of the facilities of the Riverhead Water District (\$120,000);

for the increase and improvement of the Riverhead Water District (\$5,000);

for the construction of a salt storage building (\$220,000);

for the construction of drainage facilities (\$55,000);

for the construction of drainage facilities (\$400,000);

for the construction of an ambulance storage barn (\$118,500);

for the construction of a truck weigh station at the landfill (\$32,000);

for the acquisition of a computer including software (\$475,000);

for ~~the~~ ^{the} increase and improvement of the Riverhead Street Lighting District (\$70,000); 1357

for the payment of a judgment resulting from a court order (\$2,275,000); and

for the increase and improvement of the Riverhead Water District (\$120,000),

all in and for said Town.

THE TOWN RESERVES THE RIGHT TO CHANGE THE TIME AND/OR DATE FOR THE OPENING OF BIDS. NOTICE OF ANY SUCH CHANGE SHALL BE PROVIDED NOT LESS THAN 48 HOURS PRIOR TO THE TIME SET FORTH ABOVE FOR THE OPENING OF BIDS BY MEANS OF A SUPPLEMENTAL NOTICE OF SALE TO BE TRANSMITTED OVER THE MUNIFACTS WIRE.

If the bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of a bidder, the purchase of any such insurance policy or the issuance of any such commitment therefor shall be at the sole option and expense of such bidder and any increased costs of issuance of the bonds resulting by reason of the same, unless otherwise paid, shall be paid by such bidder. Any failure of the bonds to be so insured or of any such policy of insurance to be issued, shall not constitute cause for a failure or refusal by the purchaser of the bonds to accept delivery of and pay for said bonds in accordance with the terms of the purchase contract.

In the event that prior to the delivery of the bonds, the income received by owners thereof from bonds of the same type and character becomes includable in the gross income of such owners for Federal income tax purposes, the successful bidder may, at his election, be relieved of his obligations under the

contract ^{11/21/89} to purchase the bonds, and in such case, the deposit ¹³⁵⁸ accompanying his bid will be returned.

Said bonds will be delivered at the offices of Willkie Farr & Gallagher, One Citicorp Center, 153 East 53rd Street, New York, New York, on or about December 22, 1989. The purchase price of the bonds, in accordance with the purchaser's bid, shall be paid IN FEDERAL FUNDS or other funds available for immediate credit on said delivery date, in an amount equal to the par amount of such bonds, plus the premium, if any, plus accrued interest from the date of such bonds until said day of delivery, less the amount of the good faith deposit submitted with the bid.

It is anticipated that CUSIP identification numbers will be printed on said bonds, but neither the failure to print such number on any bond nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for said bonds in accordance with the terms of the purchase contract. All expenses in relation to the printing of CUSIP numbers on said bonds shall be paid for by the issuer; provided, however, that the CUSIP Service Bureau charge for the assignment of said numbers shall be the responsibility of and shall be paid for by the purchaser.

The purchaser shall be required to deliver a typewritten list of names and respective denominations of the initial registered owners to the Fiscal Agent (with a copy thereof to Bond Counsel mentioned below) not later than 12:00 Noon, Prevailing Time, on the fifth business day preceding the date

set for ^{11/21/89}the delivery of the bonds. If such list is not so ¹³⁵⁹ delivered, the bonds will be issued initially in denominations corresponding to the principal amount of each respective maturity in the name of the purchaser as registered owner.

The bonds will be available for inspection by the purchaser at the principal corporate trust office of the Fiscal Agent in New York, New York, not less than 24 hours prior to the time set for the delivery thereof. It shall be the responsibility of the purchaser to verify the names of the respective initial registered owners, denominations and CUSIP numbers at such time.

As a condition to the purchaser's obligation to accept delivery of and pay for the bonds, the purchaser will be furnished, without cost, the following, dated as of the date of the delivery of and payment for the bonds: (i) a certificate of the Supervisor certifying that (a) as of the date of the Official Statement furnished by the Town in relation to said bonds, said Official Statement did not contain any untrue statements of a material fact or omit to state a material fact necessary to make the statements therein, in the light of the circumstances under which they were made, not misleading, subject to the condition that while information in said Official Statement obtained from sources other than the Town is not guaranteed as to accuracy, completeness or fairness, he has no reason to believe and does not believe that such information is materially inaccurate or misleading, and (b) to his knowledge, since the date of said Official Statement, there have been no material transactions not in the ordinary course of affairs entered into by the Town and no material adverse changes in the general affairs of the Town or in its financial

condition^{11/21/89} as shown in said Official Statement other than as¹³⁶⁰ disclosed in or contemplated by said Official Statement; (ii) a Closing Certificate, constituting receipt for the bond proceeds and a signature certificate, which will include a statement that no litigation is pending or, to the knowledge of the signers, threatened affecting the bonds; (iii) an arbitrage certificate executed on behalf of the Town which includes, among other things, covenants, relating to compliance with the Internal Revenue Code of 1986 (the "Code"), with the owners of the bonds that the Town will, among other things, (A) take all actions on its part necessary to cause interest on the bonds not to be includable in the gross income of the owners thereof for Federal income tax purposes, including, without limitation, restricting, to the extent necessary, the yield on investments made with the proceeds of the bonds and investment earnings thereon, making required payments to the Federal government, if any, with regard to both the Bonds and any obligations refunded with proceeds of the Bonds, and maintaining books and records in a specified manner, where appropriate, and (B) refrain from taking any action which would cause interest on the bonds to be includable in the gross income of the owners thereof for Federal income tax purposes, including, without limitation, refraining from spending the proceeds of the bonds and investment earnings thereon on certain specified purposes; and (iv) the unqualified legal opinion as to the validity of the bonds of Willkie Farr & Gallagher, New York, New York, Bond Counsel. Reference should be made to said Official Statement for a description of the scope of Bond Counsel's engagement in relation to the issuance of the bonds and the matters covered

by such ^{11/21/89} legal opinion. Furthermore, reference should be made ¹³⁶¹ to the information under the heading "Legal Matters" in the Official Statement.

The bonds will be "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986.

The successful bidder will be required to provide to the Town within ten (10) days after the award of the Bonds certain information regarding the reoffering price to the public of each maturity of the bonds. The successful bidder shall furnish to the Town a certificate acceptable to Bond Counsel, dated as of the day of closing for the bonds, stating the initial prices at which a bona fide public offering of all of the bonds was made and stating that 10% or more of the bonds of each maturity were in fact sold to the public (excluding bond houses, brokers and other intermediaries) at or below such initial respective public offering prices. Such certificate shall state that it is made on the best knowledge, information and belief of the successful bidder after appropriate investigation.

The population of the Town as shown by the 1980 U.S. Census is 20,243. The Debt Statement to be filed, pursuant to Section 109.00 of the Local Finance Law in connection with the sale of the bonds herein described, prepared as of November 22, 1989, will show the average full valuation of real estate subject to taxation by the Town to be \$746,484,184, its debt limit to be \$52,253,893, and its total net indebtedness subject to the debt limit to be \$12,497,500. The proceeds of such bonds, together

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with current funds appropriated therefor, will be used to retire outstanding indebtedness of \$3,551,000, evidenced by bond anticipation notes. The indebtedness to be evidenced by such bonds will increase such net indebtedness by \$630,500. A detailed Official Statement will be furnished to any interested bidder upon request.

Dated: Riverhead, New York,

November 29, 1989.

Joseph F. Janoski
Supervisor

#782 **DECLARING THE TOWN OF RIVERHEAD LEAD AGENCY AND ISSUING
A NEGATIVE DECLARATION FOR THE ESTABLISHMENT OF
A SMALL SCALE YARD WASTE COMPOSTING OPERATION**

Councilman Lombardi offered the following resolution
which was seconded by Councilwoman Civiletti

WHEREAS the Town of Riverhead wishes to establish a small scale project for yard waste composting for the purposes of reducing the amount of solid waste to be disposed at the Town's landfill, and to conserve and recover the Town's resources in an environmentally responsible manner; and

WHEREAS New York State has established composting as an acceptable method of recycling and reuse of the municipal solid waste stream, and gives such activity a high priority in the New York State Solid Waste Management Plan; and

WHEREAS Dvirka & Bartilucci, as the Town's Consulting Engineers has prepared an Engineering Report in accordance with the State's Part 360 regulations to develop and operate a yard waste composting operation on Town-owned land adjacent to the Town's landfill located on Young's Avenue; and

WHEREAS the Town has determined that the Town's small scale composting operations to be implemented at the proposed site is eligible for SEQRA consideration as an unlisted action and would pose no significant environmental impact; and

WHEREAS the New York State Department of Environmental Conservation has agreed to the Town's proposal for yard waste composting,

RESOLVED that the Town Board hereby declares itself to be LEAD AGENCY for SEQRA purposes; and it is further

RESOLVED that the Town Board hereby finds and determines, that the composting of Town yard waste at the Town owned land adjacent to the landfill, is an UNLISTED ACTION for SEQRA purposes; and be it further

RESOLVED that based upon the Part 360 Engineering Report, and completed Environmental Assessment Form, the Town Board hereby finds that no significant environmental impact will occur by the composting of the yard waste generated in the Town at the proposed site and adopts and issues a NEGATIVE DECLARATION of environmental impact for such activity and directs the issuance of the appropriate notice to that effect.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

783 APPOINTS 90-DAY TEMPORARY CLERK TYPIST

Councilperson Boschetti offered the following resolution which was seconded by Councilperson Pike.

RESOLVED, that Jean Robinson be and is hereby appointed to the position of 90-day temporary Clerk Typist with the Town of Riverhead Police Department at the hourly rate of \$7.34 effective November 27, 1989; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Jean Robinson, Chief Grattan and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

784 ACCEPTS RESIGNATION OF VIRGINIA KONIOR-GLADICK

Councilperson Pike offered the following resolution which was seconded by Councilperson Boschetti.

WHEREAS, on September 8, 1989 Virginia Konior-Gladick did in writing resign from her position of Stenographer with the Town of Riverhead Community Development Office.

NOW, THEREFORE, BE IT RESOLVED, that the resignation of Virginia Konior-Gladick be and is hereby accepted; and

BE IT FURTHER RESOLVED, that the Town Clerk be and is hereby authorized to forward a certified copy of this resolution to Andrea Lohneiss and the Office of Accounting.

The vote, Boschetti, yes, Pike, yes, Civiletti, yes, Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.

#785 AUTHORIZES PAYMENT OF BILLS.

Councilman Boschetti offered the following resolution which was seconded by Councilwoman Pike.

RESOLVED, that the Supervisor be and is hereby authorized to pay the following:

GENERAL TOWN

Abstract #24 vouchers 4069-4200 totalling \$ 384,391.61

AMBULANCE

Abstract #24 vouchers 5 totalling \$ 50,289.42

HIGHWAY

Abstract #24 vouchers 498-516 totalling \$ 408,789.15

REPAIR & MAINTENANCE

Abstract #24 vouchers 2-3 totalling \$ 19,337.01

STREET LIGHTING

Abstract #24 vouchers 162-165 totalling \$ 292,873.45

PUBLIC PARKING

Abstract #24 vouchers 107-108 totalling \$ 1,907.94

DISCRETIONARY

Abstract #24 vouchers 246-248 totalling \$ 7,846.18

MUNICIPAL GARAGE

Abstract #24 vouchers 189-193 totalling \$ 7,125.09

MUNICIPAL FUEL

Abstract #24 vouchers 37 totalling \$ 480.00

SPECIAL TRUST PARKS & PLAYGROUNDS

Abstract #24 vouchers not listed totalling \$ 280,000.00

UNEMPLOYMENT INSURANCE RESERVE

Abstract #24 vouchers not listed totalling \$ 58,000.00

TOWN HALL CAPITAL PROJECTS

Abstract #24 vouchers 146 totalling \$ 170.00

EIGHT HUNDRED SERIES

Abstract #24 vouchers 62 totalling \$ 70,018.71

YOUTH SERVICES

Abstract #24 vouchers 64 totalling \$ 1,041.62

SENIORS HELPING SENIORS

Abstract #24 vouchers 78-84,
115-116 totalling \$ 1,151.95

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Abstract #24 vouchers 76-85 totalling \$ 931.57

The vote, Boschetti, yes, Pike, yes, Civiletti, yes,
Lombardi, yes, Janoski, yes.

The resolution was thereupon duly declared adopted.